

**APPROVED**

**BOARD OF DENTISTRY**

**MINUTES**

**SPECIAL CONFERENCE COMMITTEE "C"**

**TIME AND PLACE:** Special Conference Committee "C" convened on March 30, 2012, at 9:30 a.m., at the Department of Health Professions, Perimeter Center, 2<sup>nd</sup> Floor Conference Center, 9960 Mayland Drive, Henrico, VA 23233.

**FIRST CONFERENCE:** 9:30 a.m.

**PRESIDING:** Jeffrey Levin, D.D.S.

**MEMBERS PRESENT:** Surya P. Dhakar, D.D.S.  
Misty Mesimer, R.D.H.

**STAFF PRESENT:** Alan Heaberlin, Deputy Executive Director  
Donna Lee, Discipline Case Manager  
Indy Toliver, Adjudication Specialist

**QUORUM:** All three members of the Committee were present.

**Ronald E. Tolson, DDS  
Case No.: 139116** Dr. Tolson appeared without counsel to discuss the allegations set forth in a Notice of the Board dated February 8, 2012. The Committee received statements from Dr. Tolson and discussed the allegations with him.

**Closed Meeting:** Ms. Mesimer moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Ronald E. Tolson. Additionally, Ms. Mesimer moved that Mr. Heaberlin, Ms. Lee, and Ms. Toliver attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations. The motion was seconded and passed.

**Reconvene:** Ms. Mesimer moved that the Committee certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.

Virginia Board of Dentistry  
Special Conference Committee "C"  
March 30, 2012

**DECISION:**  
**Case No.: 139116**

Ms. Toliver reported that the Committee found Dr. Tolson, while providing treatment to Patient A, failed to perform a periodontal pocket probe or charting prior to performing a gingivectomy in 2011; in 2010, he performed periodontal probing and noted "4 mm on post" and "light bleeding around crown," but failed to identify the tooth or affected area; he failed to record a diagnosis to justify performing a gingivectomy; and he seated crowns but failed to note the materials used to cement the restorations.

The sanctions reported by Ms. Toliver were that within 6 months from the date of entry of the Order, Dr. Tolson shall successfully complete not less than 7 hours of continuing education in risk management and recordkeeping.

Ms. Mesimer moved to adopt the decision of the Committee. The motion was seconded and passed.

**SECOND**  
**CONFERENCE:**

11:00 a.m.

**PRESIDING:**

Jeffrey Levin, D.D.S.

**MEMBERS PRESENT:**

Surya P. Dhakar, D.D.S.  
Misty Mesimer, R.D.H.

**STAFF PRESENT:**

Alan Heaberlin, Deputy Executive Director  
Donna Lee, Discipline Case Manager  
Shevaun Roukous, Adjudication Specialist

**QUORUM:**

All three members of the Committee were present.

**Robert Bielawski, DDS**  
**Case No.: 137843**

Dr. Bielawski appeared without counsel to discuss the allegation set forth in a Notice of the Board dated February 14, 2012. The Committee received statements from Dr. Bielawski and discussed the allegation with him.

**Closed Meeting:**

Ms. Mesimer moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Robert Bielawski. Additionally, Ms. Mesimer moved that Mr. Heaberlin, Ms. Lee and Ms. Roukous attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations. The motion was seconded and passed.

Virginia Board of Dentistry  
Special Conference Committee "C"  
March 30, 2012

**Reconvene:** Ms. Mesimer moved that the Committee certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.

**DECISION:** Dr. Levin reported that the Committee dismissed the allegation  
**Case No.: 137843** against Dr. Bielawski.

Ms. Mesimer moved to adopt the decision of the Committee. The motion was seconded and passed.

**THIRD CONFERENCE:** 1:05 p.m.

**PRESIDING:** Jeffrey Levin, D.D.S.

**MEMBERS PRESENT:** Surya P. Dhakar, D.D.S.  
Misty Mesimer, R.D.H.

**STAFF PRESENT:** Alan Heaberlin, Deputy Executive Director  
Donna Lee, Discipline Case Manager  
Indy Toliver, Adjudication Specialist

**QUORUM:** All three members of the committee were present.

**EUGENIA WALSH, DDS** Dr. Walsh appeared without counsel to discuss the allegations set  
**Case No.: 140731** forth in a Notice of the Board dated March 1, 2012. The Committee received statements from Dr. Walsh and discussed the allegations with her.

**CLOSED SESSION:** Ms. Mesimer moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Eugenia A. Walsh, DDS. Additionally, Ms. Mesimer moved that Mr. Heaberlin, Ms. Lee and Ms. Toliver attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations. The motion was seconded and passed.

Virginia Board of Dentistry  
Special Conference Committee "C"  
March 30, 2012

**RECONVENE:**

Ms. Mesimer moved that the Committee certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and passed.

**DECISION:**

Case No.: 140731

Dr. Levin reported that the Committee dismissed the allegations against Dr. Walsh.

Ms. Mesimer moved to adopt the decision of the Committee. The motion was seconded and passed.

**REVISIONS TO THE  
PROBABLE CAUSE  
REVIEW FORM:**

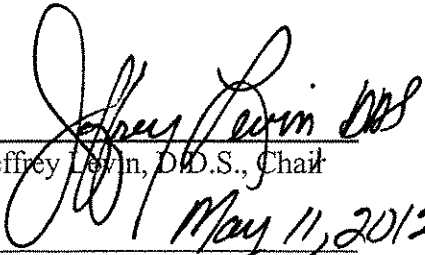
After a review and discussion by the Committee of the proposed revisions to the existing Probable Cause Review form, the Committee approved the revisions and also granted approval for the Board to start using the revised form.


**Approval of Minutes:**

Upon a motion by Dr. Dhakar, the minutes from the Informal Conference conducted on January 6, 2012 were approved.

**ADJOURNMENT:**

With all business concluded, the Committee adjourned at 1:45 p.m.

  
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Jeffrey Levin, D.D.S., Chair  
May 11, 2012  
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Date

  
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Sandra K. Reen, Executive Director  
May 11, 2012  
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Date